IN THE HIGH COURT OF JUDICATURE CHHATTISGARH AT BILASPUR

W.P.NO. 1150 / 2004

Petitioner : Smt.Pramila Mene Widow of Late Shri S.T.Mene, Aged about 73 years R/o M.I.G. 1/234 HUDCO Durg, Tahsil & Dist : Durg-(C.G.)

Versus

Respondents :1. Union of India, Through its Secretary Ministry of Personnel and Public Grievances and Pensions, Department of Pension and Pensioners Welfare, Nirvachan Bhawan, Patel Chowk, New Delhi.

2. The Commandant & Officer Incharge, Central Ordinance Depot, Jabalpur (M.P.)

3. The Officer Incharge, A.O.C. Record Office, Ministry of Defence, Secunderabad.

4. Bhilai Steel Plant Through Managing Director, Bhilai Dist : Durg-(C.G.)

P. R. No. 1123/04 Presented by Shri P.R. Patankar dated 13-4-04

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

(63)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P. No. 1150/ सन् 2004

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

07.05.2004

Shri P.R. Patankar, counsel for the petitioner.

Shri V.V.S. Murthy, Addl. Standing counsel for Union of India for respondents No.1 to 3 on advance copy.

Shri P. Diwakar, Advocate appears for respondent no.4

Application for urgent hearing is allowed.

Heard.

Shri Patankar submits that the petitioner's husband was appointed as LDC in the Central Ordinance Depot, Jabalpur in the year 1942 and in the public interest the petitioner's husband alongwith others has been transferred to Bhilai Steel Plant in the year 1957 where he was absorbed. Then he retired after attaining the age of superannuation in the year 1978 and thereafter died on 05.07.1991. It is submitted that since then, the petitioner has not yet been paid a single penny though the other persons are getting the retirement benefits. Learned counsel for the petitioner referred to the Memorandum dated 03.1.1995 (Annexure P-1) and submitted that the petitioner is entitled to retirement benefits.

Shri Murthy, appearing for the Union of India submits that for the present the petitioner may make a representation.

[पीछे देखिये

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

64

आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

Learned counsel for the petitioner also submits that now the petitioner is 73 years old and for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered expeditiously in accordance with law.

Having considered and without expressing any opinion on the merits of the case and as prayed by both the counsel, ends of justice will be served if a direction is given to the petitioner to make a detailed representation before the competent authority of the respondents raising her grievances along with a copy of the petition and this order, within 15 days, and on such representation being filed, the competent authority of respondents shall decide the same on its own merits in accordance with law as early as possible preferably within two months from the date of receipt of the representation. It is made clear that if any grievance still subsists, the petitioner may avail the remedy under the law.

With the aforesaid observations, this petition stands disposed of.

Consequently M.W.P.No.1039/2004 also stands disposed of.

C.C. as per rules.

Sd/-
Fakhruddin
Judge

Rao